

GOVERNMENT OF TELANGANA

ABSTRACT

Tribal Welfare Department – Telangana State – Khammam District – Issue of Agency Area Local ST Certificates as per G.O.Ms.No.24 T.W (LTR.1) Department dated 12.6.2018 – Cancellation of Agency Area Local Scheduled Tribe Certificate and declared as not residence of Local Scheduled area by the Collector & District Magistrate, Khammam vide Procs Rc.No/DCO/D2/AAC/0003/2021, dated 08.02.2022 - Appeal filed by Goguloth Kavitha D/o.Panthulu, R/o. Srirampuram, (V) of Enkoor (M), Khammam District - Appeal Allowed – Orders – Issued.

TRIBAL WELFARE (LTR) DEPARTMENT

G.O.Ms.No.17

Dated: 18.06.2022,
Read the following:-

1. G.O.Ms.No.24, T.W (LTR.1) Department, dated 12.06.2018.
2. Proceedings Rc.No.DCO/D2/AAC/0003/2021, dated 08.02.2022 O/o. the Collector & District Magistrate, Khammam District.
3. Appeal petition filed by Goguloth Kavitha D/o.Panthulu, R/o. Srirampuram, (V) of Enkoor (M), Khammam District dated 24.03.2022.
4. Govt.Memo No.519/TW.LTR/2022, dated 12.04.2022.
5. Govt.Notice.No.519/TW.LTR/2022, dated 12.04.2022.
6. From the Deputy Director (TW), ITDA-Bhadrachalam and Member Convenor DLSC, Bhadradi Kothagudem district, Rc.No.A1/DD(TW)/ 200/2022, dated 21.04.2022.

ORDER:-

In the reference 1st read above, Government have issued detailed guidelines for issue of Agency Area Local Scheduled Tribe Certificates to the local STs living in the Scheduled Areas and procedure to be adopted for cancellation of such certificates in case of fake/bogus claims.

2. In pursuance of the orders issued in the reference 1st read above, the Collector & District Magistrate, Khammam district in his proceedings 2nd read above, cancelling the agency area Local Scheduled Tribe certificate of Guguloth Kavitha D/o.Panthulu R/o.Srirampur village of Enkoor Mandal issued by the Tahsildar, Enkoor (M) vide Rc.No.C/292/2018, dated 13.08.2018, as she was not resident of Local Scheduled Area based on the following recommendations of the Scrutiny Committee headed by Project Officer, ITDA, Bhadrachalam as per the provisions of G.O.Ms.No.24, TW (LTR.1) Department, dated 12.06.2018.

- In the letter Rc.No.A1/DD(TW)/767/2019, dated 15.06.2021, the Project Officer, ITDA, Bhadrachalam has rejected agency area certificate basing on the reasons that link documents not established for residential proof since 1950 to till date and father side no evidence.
- She was migrated from Dornakal not submitted proofs and proposed for cancellation of Agency area certificate Rc.No.C/292/2018 issued by the Tahsildar, Enkoor.
- A show cause notice was issued in Rc.No.D2/2530/2019, dated:22.11.2021 to offer her explanation as to why her Local Area ST Certificate Rc.No.C/292/2018 issued by the Tahsildar, Enkoor should not be cancelled, but not received any explanation from the candidate.
- In the above circumstances, the Agency Area Certificate issued to Guguloth Kavitha D/o Panthulu R/o Srirampuram village of Enkoor Mandal vide Rc.No.C/292/2018 issued by the Tahsildar, Enkoor has been cancelled as she is not resident of local scheduled area.

3. Aggrieved by the above orders of the Collector and District Magistrate, Khammam in the reference 3rd read above, the Appellant Guguloth Kavitha has filed the appeal petition before the Government and stated that during verification of her

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local ST status taken up by the Scrutiny committee headed by the PO, ITDA, Bhadrachalam declared her not local ST as per the G.O.Ms.No.24, T.W (LTR.1) Department, dated 12.06.2018, and issued proceedings vide reference 2nd read above, as she was provisionally selected to the post of Secondary Grade Teacher (SGT) in TRT Recruitment 2017 under Agency Area Scheduled Tribe Category of Khammam District. The appellant along with appeal petition has submitted the following documents:

- i) Hall Ticket No.1753118116 issued by the TSPSC for recruitment to the post of Secondary Grade Teacher in School Education Department under ST category.
- ii) Copy of Provisional Selection List – Sl.No.259 shows her selection.
- iii) Certificate Verification – Verification ID 22541, dated 14.8.2018.
- iv) Family Tree duly Notarized
 - Guguloth Jethya is great great grand father. He has three sons namely 1) Guguloth Gonya 2) Guguloth Kevelya and 3) Guguloth Lokya (great grand father of appellant).
 - Guguloth Lokya (great grandfather) has only one son namely Guguloth Lakya who is her grandfather.
 - Her grand father Guguloth Lakya has three sons namely 1) Guguloth Panthulu (father), 2) Guguloth Mangilal and 3) Guguloth Mothilal.
- v) Study and Conduct Certificate issued by Head Master, Primary School Srirampuram, Enkoor Mandal, Khammam District – for the study from 1st to 5th class from 2002 to 2007.
- vi) Study Certificate issued by Principal, TS Residential School (Girls), Burgampahad, Bhadradi Kothagudem District for the study from V class to X class from 2006-07 to 2011-12.
- vii) Secondary School Certificate – passed in March, 2012 with GPA 9.3 at AP Residential School (Girls), Burgampahad.
- viii) Study & Conduct Certificate issued by Resonance Junior College, Wyra Road, Khammam for the study of Intermediate from 2012 to 2014.
- ix) Intermediate Pass Certificate cum Memorandum of Marks – March, 2014 – A Grade – Regd.No.1419211706.
- x) Study and Conduct Certificate for the study of D.Ed course in Nauman College of Elementary Teacher Education for Women, Kodad, Suryapet District for the period from 2014 to 2016.
- xi) Pass Certificate issued by the Board of Secondary Education for the course Diploma in Education bearing Roll No.16215206128 in November, 2016 – in First Division.
- xii) Community & Date of Birth Certificate dated 05.02.2015 issued by Tahsildar, Enkuru (M) certifying that she belongs to Lambadis – Sl.No.29 (ST) and Date of Birth as 24.6.1997.
- xiii) Agency Area Local ST Certificate issued by the Tahsildar, Enkoor bearing Rc.No.C/292/2018, dated 13.08.2018 – certifying that she belongs to ST Lambadis Tribe and residing at Srirampuram H/o Rayamadaram village of Enkoor Mandal in Khammam District, since 24.6.1997 which is scheduled area and that her ancestors/parents residing at Srirampuram H/o Rayamadaram village since 26.1.1950.

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- xiv) Copy of Pahani 1955-56 – Rayamadaram village – Enkoor Mandal – shows 0.11 gts and acs.12.00 under Khata Nos.126 and 335 respectively in the name of Guguloth Kevla S/o Jetya (elder brother of great grand father Lokya).
- xv) Patta Certificate dated 23.10.1967 issued by the Deputy Collector and Revenue Divisional Officer, Kothagudem for an extent of acs.16.00 in the name of Guguloth Kevula S/o Jetya (elder brother of great grand father Lokya).
- xvi) Patta Pass Book No.T26030010686 under Khata No.1049 issued to Guguloth Panthulu S/o Lakya (father of appellant) by Tahsildar, Enkoor for the extent of acs.3.00 in Sy.No.59/3.
- xvii) Voter list for the year 1977 of 281 Sujathnagar Assembly Constituency – Sl.Nos.655 and 656 show names of Guguloth Lakya S/o Lokya and Mangthi W/o Lakya (grand parents father-side) under H.No.2-91 -Part No.47 of Rayamadaram village.
- xviii) Voter list for the year 1983 of 281 Sujathnagar Assembly Constituency – Polling Station No.69 – Rayamadaram village, Taluq: Yellandu – Sl.Nos.854 and 855 show names of Guguloth Lakya S/o Lokya and Mangti W/o Lakya (grand parents father-side) under H.No.3-38.
- xix) Voter list for the year 1993 of 281 Sujathnagar Assembly Constituency – Polling Station No.71 – Rayamadram village – Mandal: Enkoor – Sl.Nos.689 and 690 show names of Guguloth Lakya S/o Lokya and Guguloth Mangthi W/o Lakya (grandparents father-side) under H.No.3-61.
- xx) Voter list for 2004 – 281 Sujathnagar Assembly Constituency – Rayamadaram village – Enkoor Mandal – show names of Guguloth Lakya S/o Lokya and Guguloth Mangthi W/o Lakya (grandparents father-side).
- xxi) Voter list for 2018 – 115 Wyra (ST) Assembly Constituency – Enkoor Mandal – Rayamadaram village – Sl.Nos.585 to 592 show names of all family members i.e. Guguloth Mangti W/o Lakya, Guguloth Lakya S/o Lokya, Guguloth Janaki W/o Mothilal, Guguloth Bujji W/o Mangilal, Guguloth Padma W/o Panthulu, Guguloth Mothilal S/o Lakya, Guguloth Mangilal S/o Lakya and Guguloth Pantulu S/o Lakya under H.Nos.3-61 and 3-61/A respectively.
- xxii) Aadhar card No. 4912 0849 2459 – Guguloth Lakya S/o Lokya R/o H.No.3-55/Ck, Srirampuram, Raimadaram, Enkoor Mandal (paternal grandfather).
- xxiii) Aadhar card No.7886 6629 2072 – Guguloth Pantulu S/o Lakka R/o Srirampuram thanda, Raimadaram, Enkoor, Khammam District (father of appellant).
- xxiv) Aadhar card No.4314 7730 9738 – Guguloth Kavitha D/o Guguloth Panthulu R/o Srirampuram thanda, Rayamadaram, Khammam District (appellant herein).
- xxv) Resolution dated 5.3.2022 by Gram Panchayat, Surya thanda, Enkoor Mandal, Khammam District – wherein it was resolved that parents/grandparents of Guguloth Kavitha D/o Pantulu have been continuously residing in Srirampuram thanda of Surya thanda Gram Panchayath since 1950.
- xxvi) PESA Gram Sabha Resolution dated 5.3.2022 – wherein it was resolved that parents/grandparents of Guguloth Kavitha D/o Pantulu have been continuously residing in Srirampuram thanda of Surya Thanda Grama Panchayt since 1950.

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4. In the reference 4th read above, Government have admitted the appeal petition under GO.Ms.No.24, dated 12.06.2018 and copies of the Appeal Petition were sent to the Collector & District Magistrate, Khammam District and the Project Officer, ITDA, Bhadrachalam, with a request to furnish connected records along with Para wise remarks to Government.

5. In the reference 5th read above, a Notice has been sent to the Appellant to attend for hearing on 23.04.2022 at 3.00 PM before the Government to prove her claim along with documentary evidences.

6. Accordingly, the Appellant has attended for hearing on 23.4.2022 and submitted the following documents additionally:

- i) Family Tree duly Notarized in original (Attested by Nerella Srinivasa Rao, Notary & Advocate, Khammam – from father side – Guguloth Jethya is great grandfather and he has three sons namely 1) Gonya 2) Kevelya and 3) Lokya. Lokya (great grandfather of appellant) has only son namely Lakya (grandfather of appellant). He has three sons namely 1) Panthulu (father of appellant) 2) Mangilal and 3) Mothilal. Guguloth Kavitha is the only daughter of Panthulu.
- ii) Resolution dated 4.4.2022 of GP (Gram Panchayath) Surya thanda, Enkoor Mandal – wherein it was resolved that grandfather of Guguloth Kavitha namely Lakya lived in Gaddalepukoya thanda (now Surya thanda) under Rayamadharam Revenue village of Enkoor Mandal, Khammam District from 1950. When he was 10 years old, worked as servant in the house of Sri Banoth Sakru of Srirampuram thanda and later married his granddaughter namely Mangthi. Out of wedlock, they got three sons and Panthulu is the eldest son i.e. father of the appellant Guguloth Kavitha. Thus, parents/grandparents of Guguloth Kavitha have been continuously living in Srirampuram thanda under Rayamadharam Revenue village.

7. During the hearing on 23.04.2022, in the reference 6th read above, the Deputy Director (TW), O/o. the Project Officer, ITDA-Bhadrachalam of Bhadradi Kothagudem district has submitted report & parawise remarks along with copies of the connected record. The findings of the Scrutiny Committee are that the Appellant Guguloth Kavitha failed to produce link documents, father side no evidence produced and also migrated from Dornakal, non-agency.

8. Government after careful examination of the evidences available on record and the documents produced by the Appellant before the Government, it is verified and found that the Appellant Guguloth Kavitha D/o Panthulu and her parents/grandparents have been continuously living i.e. from 1950 in Srirampuram thanda under Surya Thanda Gram Panchayath of Rayamadharam, an agency village in Enkoor Mandal of Khammam District.

9. Therefore, the Appeal filed by Guguloth Kavitha, D/o.Panthulu R/o.Srirampur village of Enkoor Mandal of Khammam District is hereby allowed duly setting aside orders of the Collector & District Magistrate, Khammam in Rc.No.DCO/D2/AAC/0003/2021, dated 08.02.2022 and accordingly the Agency Area Local ST certificate bearing No.C/292/2018, dated 13.8.2018 issued by Tahsildar, Enkoor is genuine and valid.

10. The Collector and District Magistrate, Khammam District shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr. CHRISTINA Z.CHONGTHU
SECRETARY TO GOVERNMENT

To

The Collector and District Magistrate, Khammam District (By RPAD)

Guguloth Kavitha D/o.Panthulu, R/. Srirampuram (V), Suryathanda Grama Panchayat Enkoor (M), Khammam District -507168 (By RPAD)

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Copy to:-

The Secretary, Telangana State Public Service Commission,
Hyderabad (for information & necessary action)

The Project Officer, ITDA, Bhadrachalam,
Bhadradri Kothagudem District.

(for information & necessary action)

The District Educational Officer, Khammam District.

(for information & necessary action)

The Deputy Director (TW), O/o. PO, ITDA Bhadrachalam,
Bhadradri Kothagudem District.

The PS to Hon'ble Minister for ST Welfare.

The PS to Secretary (TW).

The PA to Special Secretary (TW)

SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER